

Memorandum

City of Las Vegas Neighborhood Services Department

To: Beverly Bridges, CMC, City Clerk

From: Devin S. Smith, Manager – Neighborhood Response Division

CC: File

Date: July 27, 2009

Re: Report of Expenses for the abatement of Vacant or Abandoned Dangerous Building at 4612 Stacey Avenue - Ward 5 (Barlow)

LVMC Ordinance 5873 authorizes the City of Las Vegas to assess and collect a re-inspection fee of \$120.00 if the nuisance violation(s) are not brought into compliance by the re-inspection date on this notice. An additional fee of \$180.00 per hour, one-hour minimum (not to be pro-rated), will be charged for each additional inspection after the initial re-inspection. In addition, LVMC 9.04.020 and 9.040.040 authorizes the city to assess a civil penalty concurrently with the re-inspection fees assessed. On the 2nd re-inspection a \$180 re-inspection fee + a \$150.00 civil penalty will be assessed; on the 3rd re-inspection a \$180 re-inspection fee + a \$300.00 civil penalty will be assessed; on the 4th re-inspection and any future re-inspections will be assessed a \$180 re-inspection fee + a \$500.00 civil penalty. Additionally, every person who causes or maintains a public nuisance, or who willfully omits or refuses to perform any legal duty relating to the abatement of such nuisance (1) shall be guilty of a misdemeanor; (2) shall be liable civilly to the City and, upon such findings shall be responsible to pay civil penalties of not more than five hundred (\$500.00) dollars per day, or for commercial properties; civil penalties of not more than one thousand (\$1000.00) per day, for each day that any nuisance remained unabated after the date specified for abatement in the notice of violation. The \$500.00 or \$1000 daily civil penalty will be determined at the discretion of the city council. Any and all unpaid fees are subject to collection and/or liens.

After giving due process, notification, and an opportunity for an appeal hearing as specified in the Las Vegas Municipal Code for "Vacant or Abandoned Building," the Department of Neighborhood Services caused the above-referenced property to be corrected by boarding all openings to City of Las Vegas specifications, installing and repairing garage door, removing all high, dry and dead vegetation, all trash, debris and repairing and securing both side yard gates. The Rapid Response team removed trash and debris on October 23, 2008. The abatement was completed by 702 Services on February 20, 2009 at a cost of \$1,150.00, which was accepted by the Department of Neighborhood Services.

Contract Amount Breakdown:	
Board all openings to CLV specifications, install and repair garage door	\$600.00
Remove all high, dry and dead vegetation to include all dead trees and bushes	\$150.00
Remove all trash and debris to include all furniture, camper shell, wood, paper, plastic, household items, toys, include all items in pool	\$350.00
Repair and secure both side yard gates	\$50.00
AMOUNT DUE:	\$1,150.00
Administrative Processing Fee:	172.50
Rapid Response Abatement	\$575.00
Sub-Total:	\$1,897.50
Reinspection Fees (w/late fees):	\$528.00
Civil Penalties:	\$450.00
Payment:	\$0
TOTAL AMOUNT DUE:	\$2,875.50
Daily Civil Penalties – 86 days @ \$500 a day (excluding civil penalty fees already assessed) November 27, 2008 to February 20, 2009	\$42,700.00
MAXIMUM TOTAL:	\$45,575.50
OWNER OF RECORD:	JOSEFINA & FRANCISCO HUERTA
PROPERTY ABATED:	4612 Stacey Avenue
ASSESSOR PARCEL:	COLLEGE HGTS #3A
LEGAL DESCRIPTION:	PLAT BOOK 9 PAGE 42

	LOT 99 BLOCK 5
--	----------------

DSS:jl